

JEFFREY BOSSERT CLARK  
Acting Assistant Attorney General  
MARCIA BERMAN  
Assistant Director, Federal Programs Branch  
KATHRYN L. WYER (Utah Bar No. 9846)  
U.S. Department of Justice, Civil Division  
1100 L Street, N.W., Room 12014  
Tel. (202) 616-8475  
[kathryn.wyer@usdoj.gov](mailto:kathryn.wyer@usdoj.gov)  
*Attorneys for Defendants*

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION**

AMERICAN FEDERATION OF TEACHERS,  
*et al.*,

Case No. 5:20-cv-455-EJD

Plaintiffs,  
v.

ELISABETH DEVOS, in her official capacity as Secretary of Education, *et al.*,

## Defendants.

PEOPLE OF THE STATE OF CALIFORNIA  
ex rel. Xavier Becerra, Attorney General of  
California,

Case No. 5:20-cv-1889-EJD

## [proposed] ORDER

Judge: Hon. Edward J. Davila

BETSY DEVOS, in her official capacity as Secretary of Education, et al.,

#### Defendants.

The Court, having considered Defendants' Motion for Partial Reconsideration, any opposition thereto, and the entire record herein, hereby ORDERS as follows:

Defendants' Motion is GRANTED. It is further ORDERED that the remaining claims in

**ORDER**  
Case Nos. 5:20-cv-455-EJD, 5:20-cv-1889-EJD

1 the above-captioned actions are DISMISSED.

2 IT IS SO ORDERED.

3  
4 DATED: \_\_\_\_\_, 20\_\_\_\_

5  
6 EDWARD J. DAVILA  
United States District Judge